

1 EDMUND G. BROWN JR., Attorney General
of the State of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 KEVIN J. RIGLEY, State Bar No. 131800
Deputy Attorney General
4 300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
5 Telephone: (213) 620-2558
Facsimile: (213) 897-2804
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7 Attorneys for Complainant

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 2009-324

12 CLAUDIA SIOMARA SANTIZO
1641 Granada
13 Pomona, CA 91767

A C C U S A T I O N

14 Registered Nurse License No. RN 604387

15 Respondent.
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17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) brings this Accusation
20 solely in her official capacity as the Executive Officer of the Board of Registered Nursing,
21 Department of Consumer Affairs.

22 2. On or about August 13, 2002, the Board of Registered Nursing (Board")
23 issued Registered Nurse License Number RN 604387 to Claudia Siomara Santizo (Respondent).
24 The Registered Nurse License expired on May 31, 2008, and has not been renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board under the authority of the
27 following laws. All section references are to the Business and Professions Code unless otherwise
28 indicated.

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1 **COST RECOVERY**

2 9. Section 125.3 provides, in pertinent part, that the Board may request the
3 administrative law judge to direct a licensee found to have committed a violation or violations
4 of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 **CAUSE FOR DISCIPLINE**

7 **(Conviction of Substantially-Related Crimes)**

8 10. Respondent is subject to disciplinary action under section 2761,
9 subdivision (f), and section 490, in conjunction with California Code of Regulations, title 16,
10 section 1444, in that Respondent has been convicted of crimes substantially related to the
11 qualifications, functions or duties of a registered nurse, as follows:

12 a. On or about June 13, 2008, after pleading nolo contendere, Respondent
13 was convicted of one felony count of violating Penal Code section 496, subdivision (a) [receiving
14 stolen property], in the criminal proceedings titled *The People of the State of California v.*
15 *Claudia Siomara Santizo* (Super. Ct. Los Angeles County, 2008, No. KA083490). Respondent
16 was sentenced to 16 months in state prison and fined \$400.00. The circumstances surrounding
17 the conviction are that on or about June 11, 2008, Respondent was a front seat passenger in a
18 vehicle that was stopped for a moving violation by deputies from the Los Angeles County
19 Sheriff's Department in San Dimas. After probable cause for the search of her person and
20 personal effects was established during the traffic stop, the deputies found a California
21 Identification Card, several credit cards and U.S. mail belonging to other persons, at which time
22 Respondent was arrested. Respondent was on felony probation at the time of this arrest.

23 b. On or about March 4, 2008, after pleading nolo contendere, Respondent
24 was convicted of one felony count of violating Penal Code section 496, subdivision (a)
25 [receiving/concealing stolen property], in the criminal proceedings titled *The People of the State*
26 *of California v. Claudia Siomara Santizo* (Super. Ct. Los Angeles County, 2008, No.
27 KA082096). Respondent was sentenced to 90 days in jail, placed on three years probation, and
28 fined \$200.00. The circumstances surrounding the conviction are that on or about

1 February 14, 2008, Respondent was arrested by the Pomona Police Department after she was
2 identified in a photo line-up as an individual who had purchased a vehicle by unlawfully using
3 identifying information of another person.

4 c. On or about March 13, 2008, after pleading guilty, Respondent was
5 convicted of one misdemeanor count of violating Penal Code section 530.5, subdivision (a)
6 [identity theft/unlawful use of identifying information of another person], in the criminal
7 proceedings titled *The People of the State of California v. Claudia Siomara Santizo* (Super. Ct.
8 San Bernardino County, 2007, No. FWV702104). Respondent was sentenced to six months in
9 jail, placed on three years probation, and fined \$525.00. The circumstances surrounding the
10 conviction are that on or about August 21, 2007, Respondent was arrested by officers of the
11 Montclair Police Department after she unlawfully completed and submitted a credit application
12 under another person's name at a Circuit City store in Montclair, California.

13 **ADDITIONAL DISCIPLINARY CONSIDERATION**

14 11. As an additional disciplinary consideration, Complainant alleges that on or
15 about June 13, 2008, Respondent was sentenced to 16 months in state prison for violating the
16 terms of her probation relating to Case No. KA082096.

17 **PRAYER**

18 WHEREFORE, Complainant requests that a hearing be held on the matters herein
19 alleged, and that following the hearing, the Board issue a decision:

20 1. Revoking or suspending Registered Nurse License Number RN 604387,
21 issued to Respondent;

22 2. Ordering Respondent to pay the Board the reasonable costs of the
23 investigation and enforcement of this case, pursuant to section 125.3; and

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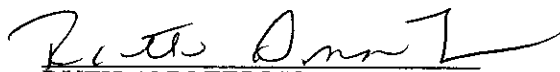
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3. Taking such other and further action as deemed necessary and proper.

DATED: 6/18/09



RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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